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PATENT

Case Docket No. LOMACEN.015C4

Date: June 9, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : William J. Wechter  
Appl. No. : 10/660,927  
Filed : September 12, 2003  
For : USE OF  $\gamma$ -TOCOPHEROL AND  
ITS OXIDATIVE  
METABOLITE LLU- $\alpha$  IN THE  
TREATMENT OF DISEASE  
Examiner : Henley, Raymond J., III  
Group Art Unit : 1614

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

June 9, 2004

(Date)

Eric S. Furman, Ph.D., Reg. No. 45,664

TRANSMITTAL LETTER

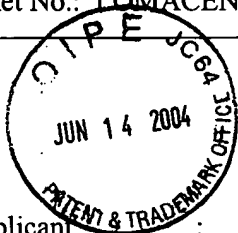
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) An Information Disclosure Statement.
- (X) A PTO Form 1449 with five (5) references, which are enclosed.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.

Eric S. Furman, Ph.D.  
Registration No. 45,664  
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Customer No. 20,995  
(619) 235-8550

**INFORMATION DISCLOSURE STATEMENT**

Applicant : William J. Wechter  
App. No. : 10/660,927  
Filed : September 12, 2003  
For : USE OF  $\gamma$ -TOCOPHEROL AND ITS  
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TREATMENT OF DISEASE  
Examiner : Henley, Raymond J., III  
Group Art Unit : 1614

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed is form PTO-1449 listing five (5) references that were until recently, unknown to the inventor. A copy of each of the references is also enclosed.

This Information Disclosure Statement is being filed before the mailing date of a final action under 37 C.F.R. § 1.113 and before the mailing date of a Notice of Allowance under § 1.311. A certification under 37 C.F.R. § 1.97(e) is set forth below.

CERTIFICATION UNDER 37 C.F.R. § 1.97(e)(2)

I hereby certify that no item of information contained in this Statement was cited in a communication from a foreign Patent Office in a counterpart foreign application, or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. Thus, no fee is required as set forth in 37 C.F.R. § 1.97(c). Accordingly, no fee is required to submit this Information Disclosure Statement under 37 C.F.R. § 1.97(e)(2).

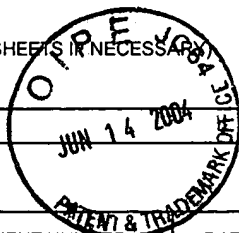
Respectfully submitted,  
KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: June 9, 2004

By: [Signature]

Eric S. Furman, Ph.D.  
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(619) 235-8550

FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. LOMACEN.015C4	APPLICATION NO. 10/660,927
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (USE SEVERAL SHEETS IF NECESSARY)		APPLICANT William J. Wechter	
		FILING DATE September 12, 2003	GROUP 1614



## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	1	2002/0107207 A1	08/08/02	Sanders et al.			
	2	2002/0156024 A1	10/24/02	Sanders et al.			
	3	2004/0097431 A1	05/20/04	Sanders et al.			
	4	6,417,223 B1	07/09/02	Sanders et al.			
	5	6,703,384 B2	03/09/04	Sanders et al.			

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)

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060804

EXAMINER	DATE CONSIDERED
*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.	